



# THE COMMONWEALTH OF MASSACHUSETTS

## EXECUTIVE DEPARTMENT

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MITT ROMNEY  
GOVERNOR

KERRY HEALEY  
LIEUTENANT GOVERNOR

March 25, 2005

To the Honorable Senate and House of Representatives:

Today I am filing for your consideration "An Act to Update and Improve Certain Tax Provisions of the Commonwealth", which is in lieu of legislation that I filed on January 26, 2005, House Bill No. 21, by the same name.

This legislation differs from House Bill No. 21 in the following respects:

It amends section 35 relating to taxpayer records; section 45 relating to tax compliance for holders of certain business or professional licenses issued by the Commonwealth; section 79 relating to sales factor apportionment; and sections 159-168 relating to the effective date for various sections of the bill. Some technical changes have been made to other sections, primarily due to the omission of certain sections listed below.

It omits sections 3-10, 13-17, 20, 22-26, 28-31, 47, 51-56, 58-61, 64-78, 80-99, 101-03, 105, 108, 110-114, and 157-158 relating to entity classification; sections 36-40 and 44 relating to state adjustments for federal changes; section 43 relating to recovery of erroneous refunds; section 100 relating to the base period for a certain tax credit; sections 106 and 107 relating to intercompany transactions and company structures; and section 115-126 relating to deed excise taxes. The sections of the legislation filed today have been renumbered accordingly.

I urge your prompt and favorable consideration of this bill.

Respectfully submitted,

A handwritten signature in black ink that reads "Mitt Romney".

Mitt Romney  
Governor